

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

DEANNA WILSON,

Plaintiff,

v.

CLALLAM COUNTY,

Defendants.

Case No. C19-6105 RSM-TLF

PRETRIAL SCHEDULING ORDER

This matter is before the Court on the parties' joint status report. Dkt. 22. Having considered the parties' report, the Court sets the following deadlines:

Event	Date
Deadline to Join Additional Parties	September 11, 2020
Deadline to Amend Pleadings	October 2, 2020
Disclosure of Opening Expert Witnesses' Reports	February 13, 2021
Disclosure of Rebuttal Expert Witnesses' Reports	March 15, 2021
All motions related to discovery must be noted on the motion calendar no later than the Friday before discovery closes pursuant to LCR 7(d) and LCR 37(a)(2)	Noting date: April 9, 2021
Discovery completed by	April 14, 2021
Last Date to File and Serve Dispositive Motions	May 14, 2021

1 This order sets firm dates that can be changed only by order of the Court, not by  
2 agreement of counsel or parties. The Court will alter these dates only upon good cause  
3 shown; failure to complete discovery within the time allowed is not recognized as good  
4 cause. If any of the dates identified in this Order or the Local Civil Rules fall on a  
5 weekend or federal holiday, the act or event shall be performed on the next business  
6 day.

7 Trial Date

8 A trial date will be set by the Honorable Chief District Judge Ricardo S. Martinez,  
9 if the case has not been resolved by the dispositive motion deadline.

10 Dispositive Motions

11 Any dispositive motion shall be filed and served on or before **May 14, 2021**.  
12 Pursuant to LCR 7(b), any argument being offered in support of a motion shall be  
13 submitted as part of the motion itself and not in a separate document. The motion shall  
14 include in its caption (immediately below the title of the motion) a designation of the date  
15 the motion is to be noted for consideration upon the Court's motion calendar.  
16 Dispositive motions shall be noted for consideration on a date no earlier than the fourth  
17 Friday following filing and service of the motion. LCR 7(d)(3).

18 All briefs and affidavits in opposition to any motion shall be filed and served  
19 pursuant to the requirements of Rule 7 of the Federal Rule of Civil Procedure and LCR  
20 7. The party making a motion may file and serve a reply to the opposing party's brief  
21 and affidavits. Any reply brief shall also be filed and served pursuant to the  
22 requirements of Rule 7 of the Federal Rules of Civil Procedure and LCR 7.

1        Privacy Policy

2        Pursuant to Federal Rule of Civil Procedure 5.2 and LCR 5.2, parties must redact  
3 the following information from documents and exhibits before they are filed with the  
4 court:

- 5            • Dates of Birth: redact to the year of birth
- 6            • Names of Minors: redact to initials
- 7            • Social Security Numbers and Taxpayers Identification Number: redact in  
8            their entirety
- 9            • Financial Accounting Information: redact to the last four digits
- 10           • Passport Numbers and Driver License Numbers: redact in their entirety

11        All documents filed in the above-captioned matter must comply with Federal  
12 Rule of Civil Procedure 5.2 and LCR 5.2.

13        Alterations to Electronic Filing Procedures

14        As of June 1, 2004, counsel shall be required to electronically file all documents  
15 with the court. Pro se litigants may file either electronically or in paper form.

16        Information and procedures on electronic filing can be found on the Western District of  
17 Washington's website at <https://www.wawd.uscourts.gov>.

18        The following alterations to the Electronic Filing Procedures apply in all cases  
19 pending before Judge Martinez:

- 20           • Section III, Paragraph F: When the aggregate submittal to the Court (i.e., the  
21           motion, any declarations and exhibits, the proposed order, and the certification of  
22           service) exceeds 50 pages in length, a paper copy of the document (3-hole  
23           punched, with dividers, banded or clipped as needed. No binders.) must be  
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delivered to the Clerk's Office by 10:30 a.m. the day after filing. The chambers copy must be clearly marked with the words "Courtesy Copy of Electronic Filing for Chambers." Counsel and *pro se* parties should familiarize themselves with temporary directions regarding Courtesy Copies during the COVID-19 outbreak. See <https://www.wawd.uscourts.gov/judges/martinez-chambers>.

- Section III, Paragraph L: Unless the proposed order is stipulated, agreed, or otherwise uncontested, the parties need not email a copy of the order to the judge's orders email address.

#### Cooperation and Settlement

As required by LCR 37(a), all discovery matters are to be resolved by agreement if possible. Counsel are further directed to cooperate in preparing the final pretrial order in the format required by LCR 16.1, except as ordered below.

A settlement conference conducted between the close of discovery and the filing of dispositive motions requires a face-to-face meeting or telephone conference between persons with authority to settle the case. The settlement conference does not have to involve a third-party neutral.

Should this case settle, counsel shall notify Judicial Law Clerk Miguel Mendez-Pintado at [Miguel\\_Mendez-Pintado@wawd.uscourts.gov](mailto:Miguel_Mendez-Pintado@wawd.uscourts.gov) or (253) 882-3894 as soon as possible. Pursuant to LCR 11(b), an attorney who fails to give the Deputy Clerk prompt notice of settlement may be subject to such discipline as the Court deems appropriate.

#### Proof of Service and Sanctions

All motions, pretrial statements and other filings shall be accompanied by proof that such documents have been served upon counsel for the opposing party or upon

1 any party acting *pro se*. The proof of service shall show the day and manner of service  
2 and may be by written acknowledgement of service, by certificate of a member of the  
3 bar of this Court, by affidavit of the person who served the papers, or by any other proof  
4 satisfactory to the Court. Failure to comply with the provisions of the Order can result in  
5 dismissal/default judgment or other appropriate sanction.

6 The Clerk of Court is directed to send a copy of this Order to counsel for the  
7 parties.

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9 Dated this 2nd day of September, 2020.

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Theresa L. Fricke  
13 United States Magistrate Judge  
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